

1175 US PTO
11/07/03

UTILITY PATENT APPLICATION TRANSMITTAL (New Nonprovisional Applications Under 37 CFR § 1.53(b))		Attorney Docket No. <u>INT1P932C1</u>
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U.S. PTO
10/703393
110703

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of () application identifier or (X) first named inventor, Gaile Gordon, entitled BACKGROUND ESTIMATION AND SEGMENTATION BASED ON RANGE AND COLOR, for a(n):

() Original Patent Application.

(X) Continuing Application (prior application not abandoned):
 Continuation () Divisional () Continuation-in-part (CIP)
 of prior Application No. 09/453,450, filed December 3, 1999.

(X) Please add after the title of the application "This is a
 Continuation () Divisional () Continuation-in-part (CIP)
 of Application No. 09/453,450, filed December 3, 1999, which is hereby incorporated by reference."

(X) This application claims the benefit of U.S. Provisional Application No. 60/110,919, filed December 4, 1998.

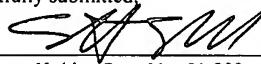
Enclosed are:

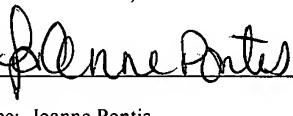
(X) Specification; 22 Total Pages. (X) Drawing(s); 3 Total Sheets.

() Oath or Declaration:
 A Newly Executed Combined Declaration and Power of Attorney:
 Signed. Unsigned. Partially Signed.
 A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).
 Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)).

() Power of Attorney. (X) Return Receipt Postcard.
 Associate Power of Attorney. () A Check in the amount of \$ _____ for the Filing Fee.
(X) Preliminary Amendment. () Information Disclosure Statement and Form PTO-1449.
 A Duplicate Copy of this Form for Processing Fee Against Deposit Account.
 A Certified Copy of Priority Documents (if foreign priority is claimed).
 Statement(s) of Status as a Small Entity.
 Statement(s) of Status as a Small Entity Filed in Prior Application, Status Still Proper and Desired.
(X) Request and Certification.
 Other: _____

PLEASE DO NOT CHARGE THE FILING FEE AT THIS TIME.

Respectfully submitted,  By: _____ Scott Kokka, Reg. No. 51,893
Date: November 7, 2003
Correspondence Address: Customer No. 21912 Van Pelt & Yi LLP 10050 N. Foothill Blvd. Suite 200 Cupertino, CA 95014 Telephone: 408-973-2585 Fax: 408-973-2595

I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to: Mail Stop Patent Application Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 By:  Typed Name: Joanne Pontis Express Mail Label No.: EV323815863US Date of Deposit: November 7, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:) Attorney Docket No. INT1P932C1
GORDON, et al)
) Examiner: Unassigned
)
Application No: Unassigned) Art Unit: Unassigned
)
Filed: Herewith) Date: November 7, 2003
Title: BACKGROUND ESTIMATION AND)
SEGMENTATION BASED ON RANGE)
AND COLOR)
_____)

REQUEST AND CERTIFICATION
UNDER 35 U.S.C. 122(b)(2)(B)(i)

Mail Stop Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Respectfully submitted,



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Attorney Docket No.: INTP32C1